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November 28, 1995

VIA FACSIMILE

MEMORANDUM TO THE COMMITTEE OF COUNSEL

Re: Washington State OSHA Litigation

A telephone status conference was held with Judge Strophy on Wednesday afternoon, November 22. At our request, Judge Strophy agreed to reschedule the trial in order to provide sufficient time to resolve the pending motions. A hearing will be held on the pending motions, including our renewed motion for summary judgment, at 10:30 a.m. on December 14, 1995.

If a trial is necessary, it will begin on February 28, 1996. We will be permitted to file a new pretrial brief to take into account Judge Strophy's rulings on the motions. The new briefing schedule will be as follows:

Plaintiffs' Pretrial Brief	January 12, 1996
Defendants' Pretrial Brief	January 31, 1996
Plaintiffs' Reply Brief	February 14, 1996

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We will negotiate with L&I a stipulated schedule for designating important portions of the record, exchange of trial exhibits and similar matters.

The new schedule should give Judge Strophy time fully to consider our motions and will permit a more orderly trial, if one is necessary.

Clausen Ely Jr.
Michael D. Granston

Encls.

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